

REMARKS

Claims 1-9, 11-15, and 17-22 are presented for consideration by the Examiner. The claims have been amended in response to the rejections and remarks in the Office Action mailed June 15, 2005, and every ground of rejection has been addressed.

1. OBJECTIONS TO DRAWINGS ARE TREATED

Responsive to the objection made to the drawings, a replacement drawing is presented for FIG. 2, showing reference numeral 35. Formal drawings of the remainder of the figures are also submitted herewith.

Regarding the objection to the drawings for requiring the method steps of claims 12-16 to be shown, claim 16 has been canceled herein. The features of claims 12-15 are believed to be adequately shown in FIGS. 1-5, and applicant therefore respectfully traverses the objection.

2. REJECTIONS OF CLAIMS UNDER 35 U.S.C. §§ 102 AND 103 ARE TREATED

Claims 1-20 were rejected under 35 U.S.C. §§ 102 or 103. Regarding independent claim 1, subject matter has been added to the claim including: wherein said body of said receptacle comprises a pair of grooves on opposing sides of said body, and a support is received in said grooves for holding said receptacle at an angle;

wherein said grooves extend in a direction from a bottom of said body toward said neck portion. This subject matter is supported in the disclosure, *inter alia*, claim 10, FIG. 5, and the paragraph starting on page 14, line 13. Accordingly, no new matter has been added.

The prior art references of record, including U.S. Patent No. 3,746,198 to Howland (hereinafter "Howland") fail to disclose this subject matter. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegall Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). Moreover, to establish *prima facie* obviousness of a claimed invention, all the claim limitations must be taught or suggested by the prior art. *In re Royka*, 490 F.2d 981, 180 USPQ 580 (CCPA 1974).

Since the prior art references of record fail to teach or suggest all of the subject matter now required by claim 1, claim 1 is believed to be allowable.

Dependant claims 2-9, 11 and 22 depend from claim 1 or a claim depending from claim 1, and are therefore believed to be allowable for at least the reasons given in support of claim 1.

Regarding independent claim 12, subject matter has been added to the claim including: sliding a support along a length of said receptacle to support said receptacle at a desired angle. This

subject matter is supported in the disclosure, *inter alia*, FIG. 5, and the paragraph starting on page 14, line 13. Accordingly, no new matter has been added.

The prior art references of record, including the Howland reference, fail to disclose or suggest this subject matter.

Since the prior art references of record fail to teach or suggest all of the subject matter now required by claim 12, claim 12 is believed to be allowable.

Dependant claims 13-15 depend from claim 12 or a claim depending from claim 12, and are therefore believed to be allowable for at least the reasons given in support of claim 12.

Regarding independent claim 17, subject matter has been added to the claim including: said gripping surfaces comprising a material or texture which is different than a material or texture in a remainder of said receptacle. This subject matter is supported in the disclosure, *inter alia*, FIG. 1, and the paragraph starting on page 9, line 5. Accordingly, no new matter has been added.

The prior art references of record, including the Howland reference, fail to disclose or suggest this subject matter. Since the prior art references of record fail to teach or suggest all of the subject matter now required by claim 17, claim 17 is believed to be allowable.

Dependant claims 18-21 depend from claim 17 or a claim depending from claim 17, and are therefore believed to be allowable for at least the reasons given in support of claim 17.

3. SEPARATE PATENTABILITY OF DEPENDENT CLAIMS EXPLAINED

New dependent claims 21 and 22 are also believed to be allowable on their own merits and independent of the allowability of their base claims, as explained in more detail below.

New claim 21 is supported in the disclosure, *inter alia*, page 9, line 9, and is therefore not new matter. The prior art references of record do not teach or suggest a roughened surface on a bottle to facilitate gripping the bottle without slipping. Accordingly, claim 21 is believed to be allowable.

Similarly, new claim 22 is supported in the disclosure, *inter alia*, page 15, lines 6-10, and is therefore not new matter. The prior art references of record do not teach or suggest a substantially U shaped support for a bottle. Accordingly, claim 22 is believed to be allowable.

4. CONCLUSION AND AUTHORIZATION OF DEPOSIT ACCOUNT

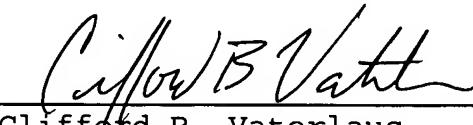
In view of the foregoing, applicant believes that claims 1-9, 11-15, and 17-22 are all allowable and the same is respectfully requested. If any impediment to the allowance of these claims remains after entry of this Amendment, and such impediment could be

alleviated during a telephone interview, the Examiner is invited to initiate the same.

The Commissioner is hereby authorized to charge any additional fee or to credit any overpayment in connection with this Amendment to Deposit Account No. 50-0836.

DATED this 15<sup>th</sup> day of September, 2005.

Respectfully submitted,

  
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